

**Response Under 37 CFR 1.116**

**Expedited Procedure**

**Examining Group 3633**

Application No. 10/799,340

Paper Dated: October 31, 2008

In Reply to USPTO Correspondence of July 1, 2008

Attorney Docket No. 0644-032407

**AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions and listings of claims in the application.

**Listing of Claims**

Claim 1 (Cancelled).

Claim 2 (Currently Amended): The drain of ~~claim 1~~claim 8, wherein said frame securable end has a circular configuration.

Claim 3 (Original): The drain of claim 2, wherein said frame exposed end has a non-circular geometric configuration.

Claim 4 (Currently Amended): The drain of ~~claim 2~~claim 3, wherein said frame exposed end has a rectangular configuration.

Claim 5 (Cancelled).

Claim 6 (Currently Amended): The drain of ~~claim 2~~claim 3, wherein said frame exposed end comprises a seat, said grate being fixed to said seat.

Claim 7 (Cancelled).

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Claim 8 (Currently Amended): ~~The drain of claim 7,~~A drain comprising:

a drain body defining a drain cavity;

a frame having a securable end received by said drain body and an exposed end,  
said frame being rotatable relative to said drain body for adjusting the position of said frame  
exposed end;

a clamp for fixing said securable end of said frame to said drain body; and

a grate received by said exposed end of said frame, wherein said drain body  
comprises a ledge having a sloped surface, said frame securable end slidably engaging said  
sloped surface of said ledge when said frame is rotated relative to said drain body, wherein said  
clamp comprises a clamp body having a protrusion for clamping said frame securable end to said  
drain body and wherein said clamp further comprises a fastener extending ~~through~~beyond said  
frame securable end and said clamp body and being threaded into said drain body.

Claim 9 (Currently Amended): ~~The drain of claim 7,~~A drain comprising:

a drain body defining a drain cavity;

a frame having a securable end received by said drain body and an exposed end,  
said frame being rotatable relative to said drain body for adjusting the position of said frame  
exposed end;

a clamp for fixing said securable end of said frame to said drain body; and

a grate received by said exposed end of said frame, wherein said drain body  
comprises a ledge having a sloped surface, said frame securable end slidably engaging said  
sloped surface of said ledge when said frame is rotated relative to said drain body, wherein said  
clamp comprises a clamp body having a protrusion for clamping said frame securable end to said  
drain body and wherein said drain body comprises a fastener receiving member extending into  
said drain cavity whereby said clamp body protrusion is configured to clamp said frame  
securable end to said fastener receiving member.

Claims 10-12 (Cancelled).

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Claim 13 (Currently Amended): The method of ~~claim 12~~claim 17, wherein the frame has an exposed end having a geometric configuration, such that said step of positioning the frame comprises orienting the geometric configuration of the frame exposed end relative to the floor drain surroundings.

Claim 14 (Original): The method of claim 13, wherein the floor surroundings comprises floor tiles.

Claim 15 (Original): The method of claim 13, wherein the floor surroundings comprises walls.

Claim 16 (Cancelled).

Claim 17 (Currently Amended): ~~The method of claim 12;~~A method of installing a floor drain comprising:

fixing a drain body in a floor;

positioning a rotatable frame on the drain body by rotating the frame relative to the drain body, thereby orienting the frame to a desired position relative to surroundings of the floor drain;

securing the rotatable frame to the drain body; and

positioning a grate in the frame, wherein said drain body comprises a ledge having a sloped surface, said frame slidably engaging said sloped surface of said ledge when said frame is rotated relative to said drain body, wherein the frame has a securable end having a circular configuration that is received by the drain body wherein said securing step comprises clamping the securable end of the frame between a clamp body and the drain body and wherein said clamping step comprises extending a fastener through the clamp body and beyond the securable end of the frame and threading the fastener into the drain body.

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Claim 18 (Cancelled).

Claim 19 (Previously Presented): A drain comprising:

a drain body defining a drain cavity;

a frame having a securable end received by said drain body and an exposed end, said frame being rotatable relative to said drain body for adjusting the position of said frame exposed end;

a clamp for fixing said securable end of said frame to said drain body; and

a grate received by said exposed end of said frame, wherein said clamp comprises a clamp body having a protrusion for clamping said frame securable end to said drain body, and wherein said clamp body comprises a sloped drain body engaging surface to provide a gap between a portion of said drain body engaging surface and said drain body.

Claims 20-22 (Cancelled).